

(g) *Notification of completion.* The party shall notify EPA in writing within 30 days after completion of the research and development program.

[69 FR 39202, June 29, 2004]

§ 80.608 What requirements apply to diesel fuel for use in the Territories?

The sulfur standards of § 80.520(a)(1) and (c) related to motor vehicle diesel fuel, and of § 80.510(a), (b), and (c) related to NRLM diesel fuel, do not apply to diesel fuel that is produced, imported, sold, offered for sale, supplied, offered for supply, stored, dispensed, or transported for use in the Territories of Guam, American Samoa or the Commonwealth of the Northern Mariana Islands, provided that such diesel fuel is—

(a) Designated by the refiner or importer as high sulfur diesel fuel only for use in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands;

(b) Used only in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands;

(c) Accompanied by documentation that complies with the product transfer document requirements of § 80.590(b)(1); and

(d) Segregated from non-exempt MVNRLM diesel fuel at all points in the distribution system from the point the diesel fuel is designated as exempt fuel only for use in Guam, American Samoa, or the Commonwealth of the Northern Mariana Islands, while the exempt fuel is in the United States but outside these Territories.

[69 FR 39203, June 29, 2004]

§ 80.609 [Reserved]

VIOLATION PROVISIONS

§ 80.610 What acts are prohibited under the diesel fuel sulfur program?

No person shall—

(a) *Standard, dye, marker or product violation.* (1) Produce, import, sell, offer for sale, dispense, supply, offer for supply, store or transport motor vehicle diesel fuel, NRLM diesel fuel, or heating oil that does not comply with the applicable standards, dye, marking or

any other product requirements under this subpart I and 40 CFR part 69.

(2) Beginning June 1, 2007, produce, import, sell, offer for sale, dispense, supply, offer for supply, store or transport any diesel fuel for use in motor vehicle or nonroad engines that contains greater than 0.10 milligrams per liter of solvent yellow 124, except for 500 ppm sulfur diesel fuel produced or imported from June 1, 2010 through September 30, 2012 for use only in locomotive or marine diesel engines that is marked under the provisions of § 80.510(e).

(3) Beginning June 1, 2007, produce, import, sell, offer for sale, dispense, supply, offer for supply, store or transport heating oil for use in any nonroad diesel engine, including any locomotive or marine diesel engine.

(b) *Designation and volume balance violation.* Produce, import, sell, offer for sale, dispense, supply, offer for supply, store or transport motor vehicle diesel, NRLM diesel fuel, heating oil or other distillate that does not comply with the applicable designation or volume balance requirements under §§ 80.598 and 80.599.

(c) *Additive violation.* (1) Produce, import, sell, offer for sale, dispense, supply, offer for supply, store or transport any motor vehicle diesel fuel additive or NRLM diesel fuel additive for use at a downstream location that does not comply with the applicable requirements of § 80.521.

(2) Blend or permit the blending into motor vehicle diesel fuel or NRLM diesel fuel at a downstream location, or use, or permit the use, in motor vehicle diesel fuel or NRLM diesel fuel, of any additive that does not comply with the applicable requirements of § 80.521.

(d) *Used motor oil violation.* Introduce into the fuel system of a model year 2007 or later diesel motor vehicle or model year 2011 or later nonroad diesel engine (except for locomotive or marine engines) or other nonroad diesel engine certified for the use of 15 ppm sulfur content fuel, or permit the introduction into the fuel system of such vehicle or nonroad engine of used motor oil, or used motor oil blended with diesel fuel, that does not comply with the requirements of § 80.522.

(e) *Improper fuel usage violation.* (1) Introduce, or permit the introduction of,